

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES - GENERAL

Case No.	CV 25-0687 FMO (BFMx)	Date	February 18, 2025
Title	1144 Hope St, LLC v. STS Remodeling Corp., <u>et al.</u>		

Present: The Honorable	Fernando M. Olguin, United States District Judge
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Vanessa Figueroa

None

None

Deputy Clerk

Court Reporter / Recorder

Tape No.

Attorney Present for Plaintiff(s):

Attorney Present for Defendant(s):

None Present

None Present

Proceedings: (In Chambers) Order to Show Cause Re: Jurisdiction

On January 27, 2025, plaintiff 1144 Hope St, LLC filed this action against STS Remodeling Corp. and Craig C. Haveson asserting a single state law claim. (See Dkt. 1, Complaint). Federal subject matter jurisdiction is based on diversity jurisdiction. (See id. at ¶ 7).

However, plaintiff has failed to put forth sufficient allegations for the court to determine whether it has diversity jurisdiction. More specifically, the citizenship of plaintiff is unclear. Accordingly, IT IS ORDERED THAT plaintiff shall file a First Amended Complaint setting forth its citizenship no later than **February 25, 2025**. Failure to file a First Amended Complaint by the deadline set forth above shall be deemed as consent to the dismissal of the action without prejudice for lack of jurisdiction and/or failure to comply with a court order. See Fed. R. Civ. P. 41(b); Link v. Wabash R.R. Co., 370 U.S. 626, 629-30, 82 S.Ct. 1386, 1388 (1962); Edwards v. Marin Park, Inc., 356 F.3d 1058, 1065 (9th Cir. 2004) (“The failure of the plaintiff eventually to respond to the court’s ultimatum – either by amending the complaint or by indicating to the court that it will not do so – is properly met with the sanction of a Rule 41(b) dismissal.”); Ferdik v. Bonzelet, 963 F.2d 1258, 1260-63 (9th Cir. 1992) (affirming dismissal for failure to file amended complaint as ordered by district court).

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